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NO. 4930 P. 5

Atty. Dkt. No. SALK2190 (088802-5001)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: O'Gorman and Wahl
Title: SITE-SPECIFIC
RECOMBINATION IN
EUKARYOTES AND
CONSTRUCTS USEFUL
THEREFOR

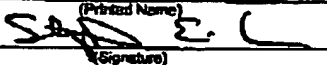
Appl. No.: 08/919,501

Filing Date: 8/28/1997

Examiner: Michael C. Wilson

Art Unit: 1632

Conf. No.: 7493

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this correspondence is being facsimile deposited with the United States Patent Office in Alexandria, Virginia, on the date below. Stephen E. Reiter (Printed Name)  (Signature) June 7, 2006 (Date of Deposit)
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REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT

UNDER 37 C.F.R. §1.705

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request reconsideration of the patent term adjustment (PTA) of 769 days as indicated on the Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) mailed on March 16, 2006. The total PTA should be adjusted by an additional 629 days, for a total of 1,398 days as determined below.

Upon review of the Patent Term Adjustment History as set forth in the Patent Application Information Retrieval (PAIR) database, it is noted that 629 days of PTO delay has not been properly credited to Applicants. This 629 days of delay is due to inaction by the PTO from June

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PAGE 5/11 * RCVD AT 6/7/2006 6:57:55 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-5/11 * DNS:2732835 * CSID: * DURATION (mm:ss):04:54

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In re application of
O'Gorman and Wahl
Application No.: 08/919,501
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Therefore, because the entire delay during that period of time is solely attributable to PTO delay, an additional 629 days of PTA should be properly credited to Applicants.

Therefore, the net Patent Term Adjustment should be 1,398 days, based on 769 days, as currently acknowledged on PAIR, plus an additional 629 days as noted above. Accordingly, it is respectfully requested that the total patent term adjustment of 1,398 days be issued in favor of the Applicants. This patent is not subject to a terminal disclaimer.

It is further requested that the fee of \$200.00 be waived in light of the above circumstances. However, if the Patent Office determines that the fee is required, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

In the event any matters remain to be resolved in view of this communication, the Examiner is encouraged to call the undersigned so that a prompt disposition of this application for patent term adjustment can be achieved and the case can proceed to issuance without delay.

Respectfully submitted,

Date: June 7, 2006



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Attachments: Exhibit A: Telephone Conference with USPTO dated July 13, 2004
Exhibit B: USPTO communication mailed August 8, 2002

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